

To: Allison Castellan [Allison.Castellan@noaa.gov]
Cc: CN=David Powers/OU=R10/O=USEPA/C=US@EPA;CN=Jayne Carlin/OU=R10/O=USEPA/C=US@EPA;CN=Robert Goo/OU=DC/O=USEPA/C=US@EPA[]; N=Jayne Carlin/OU=R10/O=USEPA/C=US@EPA;CN=Robert Goo/OU=DC/O=USEPA/C=US@EPA[]; N=Robert Goo/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Don Waye/OU=DC/O=USEPA/C=US
Sent: Wed 4/27/2011 5:54:15 PM
Subject: Re: OR OSDS
[WATER QUALITY POLICY OPTION PACKAGE 120 NARRATIVE.docx](#)
[10WR009PolicyPackage120.pdf](#)
[sb0083.pdf](#)
[sb0707.intro.pdf](#)
[Allison.Castellan.vcf](#)
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<http://www.deq.state.or.us/msd/budget/1113GRB/GBB2011-13.pdf>
yon.donald.r@deq.state.or.us
 (embedded image)

Allison,

Perfect. I agree with all these comments. While the policy package includes the correct watersheds by name, fixing the reference to the coastal zone (and referring to it as the coastal nonpoint management area) will remove this confusion. I am copying Robert Goo on this response.

Don Waye
 U.S. Environmental Protection Agency
 Nonpoint Source Control Branch (OWOW/AWPD)

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From: Allison Castellan <Allison.Castellan@noaa.gov>
To: David Powers/R10/USEPA/US@EPA, Don Waye/DC/USEPA/US@EPA
Cc: Jayne Carlin/R10/USEPA/US@EPA
Date: 04/27/2011 01:34 PM
Subject: OR OSDS

Hi Dave/Don--

I finally had a chance to closely review the OR OSDS materials the state provided following our call. Both

the state's proposal to develop rules for pt. of sale inspection for the coastal nonpoint program boundary as well as Senate Bill 707 which would require pt. of sale inspections for the entire state would satisfy OR's OSDS condition. If the Senate Bill passes, it will enable OR to meet the condition immediately. However, as we know, if successful, the DEQ policy package would only grant DEQ permission to develop rules for pt. of sale inspections so it would take much longer before the rules are final. DEQ proposed Dec. 2012 in our initial timeline.

I would like to send DEQ a follow up email, acknowledging that either approach looks promising for meeting the OSDS condition and offering any assistance we could provide to make sure one of the options is successful this legislative season. I also wanted to point out one minor issue to ensure they are talking about the coastal nonpoint program boundary correctly. While the policy package describes the boundary as including the Rouge and Umpqua watersheds (correct) they then talk about how the OSDS rules developed would apply to the coastal zone area. OR's coastal zone boundary is actually smaller (doesn't include the Rogue and Umpqua) so we need to make sure that everyone is clear that the boundary for these rules is the coastal nonpoint program boundary rather than the czm boundary.

If you agree with these comments or would like to add anything else, let me know. I'd like to send an email to the state by the end of this week if possible to thank them for sending along the info.

Cheers,
Allison

----- Original Message -----

Subject: Requested documents.

Date: Thu, 14 Apr 2011 16:38:06 -0700

From: YON Donald R <YON.Donald@deq.state.or.us>

To: Allison Castellan <Allison.Castellan@noaa.gov>, Wayne.Don@epamail.epa.gov, powers.david@epa.gov, BAILEY Bob <Bob.Bailey@state.or.us>

CC: MULLANE Neil <MULLANE.Neil@deq.state.or.us>, FOSTER Eugene P <FOSTER.Eugene@deq.state.or.us>, YON Donald R <YON.Donald@deq.state.or.us>

Dear all, as requested attached are the following four (4) documents for the Coastal Zone Nonpoint Source Program. Once the final draft of the Guidance for TMDL Implementation Plan Development for Urban/Rural Residential Land Uses Within the Coastal Zone Management Area is ready, I will post on our ftp website. In addition, once the Rough draft Outline of Implementation Ready TMDL Internal Management Directive (IMD) and the schedule for completion of the Implementation Ready TMDLs within the Coastal Zone Management Area is completed in draft form, I will send it to you for your internal review and comment.

1. Policy Package #120: Improve the Onsite Septic System Program (0.875 FTE; \$135,509 OF). Note that I cut-out and had to reformat a portion of the policy option package from DEQ's Budget. Go to <http://www.deq.state.or.us/msd/budget/1113GRB/GBB2011-13.pdf> for the full policy narrative. Below is a quick summary of the policy option:

This package implements a number of the Onsite Septic System Advisory Committee's recommendations including time of transfer inspections for septic systems in the coastal zone; fee for pumpers upon septage disposal in the coastal zone; inspections for alternative septic systems; higher fees for applications with prior violations; new fee category for ATT systems; annual fee for ATT products; change site evaluation requirements; new nominal fee for service contracts; and new fee category for land use planning requests. The new work, among other items, will enhance compliance activities in onsite septic system program as well as ensure that septic systems are evaluated at the time of property transfer within the Coastal Zone. This package requests .875 FTE to be phased in 2011-13 (3.5 FTE in 2013-15) to implement the new rules that will be adopted by the Environmental Quality Commission. The Governor's Balanced Budget recommends the positions be authorized as limited duration; therefore, this package will not have a staffing impact on 2013-15.

2. Onsite Policy Option Package Factsheet (Updated)

3. Onsite Sewage Disposal System Funds (SB 83) Factsheet. Below is a quick summary of the proposed legislation:

SB 83 Subsurface sewage disposal system improvement: Establishes the Subsurface Sewage

Disposal System Improvement Fund and authorizes the Environmental Quality Commission to adopt rules for DEQ to use the funds to make grants or loans available to property owners for the repair, replacement or decommissioning of their septic systems.

4. Time of Transfer Evaluations Statewide for Septic Systems (SB 707)

Any questions, please call. Don

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